



DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name, that I believe I am the original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention or design entitled *Apparatus And Method For Maintaining Bones In A Healing Position*, the specification of was filed on November 13, 2003; that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above; that I do not know and do not believe that said invention, design or discovery was ever known or used in the United States of America before my invention or discovery thereof, or patented or described in any printed publication in any country before my invention or discovery thereof, or more than one year prior to this application, or in public use or on sale in the United States of America more than one year prior to this application; that said invention, design or discovery has not been patented or made the subject of an inventor's certificate issued prior to the date of this application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns; and that I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability as defined in 37 C.F.R. § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application(s) for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

<u>Number</u>	<u>Country</u>	<u>Date Filed</u>	<u>Priority Claimed</u> (Yes) (No)
None			

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application(s) in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability as defined in

DECLARATION AND POWER OF ATTORNEY

37 C.F.R. § 1.56 which became available between the filing date of the prior application(s) and the national or PCT international filing date of this application:

<u>Application Serial Number</u>	<u>Date Filed</u>	<u>Status</u>
-----NONE-----		

I hereby claim the benefit under Title 35, United States Code, §119(e) of United States Provisional Application Number 60/426,505 filed November 15, 2002.

I hereby appoint: Practitioners at Customer Number **05073**

all of the firm of Baker Botts L.L.P., my attorneys with full power of substitution and revocation, to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith, and to file and prosecute any international patent applications filed thereon before any international authorities.

Send Correspondence To:

Thomas R. Felger
The above-mentioned Customer Number 05073

Direct Telephone Calls To:

Thomas R. Felger
at (512) 322-2599
Atty. Docket No. 090928.A197

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

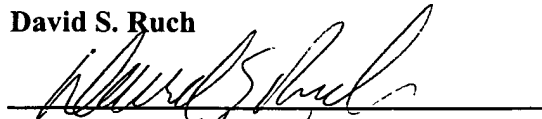
DECLARATION AND POWER OF ATTORNEY

Title: *Apparatus And Method For Maintaining Bones In A Healing Position*

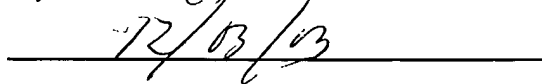
Full name of joint inventor:

David S. Ruch

Inventor's signature



Date



Residence (City, County, State)

Winston-Salem, Forsyth County, North
Carolina

Citizenship

United States of America

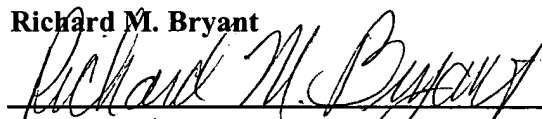
Post Office Address

1220 Wilmar Place Court
Winston-Salem, North Carolina 27104

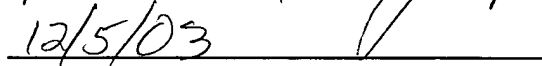
Full name of joint inventor:

Richard M. Bryant

Inventor's signature



Date



Residence (City, County, State)

Clemmons, Forsyth County, North
Carolina

Citizenship

United States of America

Post Office Address

105 Lower Brook Court
Clemmons, North Carolina 27012

**POWER OF ATTORNEY BY ASSIGNEE OF ENTIRE INTEREST AND CHANGE
OF CORRESPONDENCE ADDRESS**

As Assignee of record of the entire interest of the attached listed patents/patent applications, all previous powers of attorney are hereby revoked and we hereby appoint the attorneys listed under customer number 23562; specifically the law firm of Baker & McKenzie, including but limited to John G. Flaim-Reg. No. 37,323, Brian C. McCormack-Reg. No. 36,601, Frank Gasparo-Reg. No. 44,700, James Jacobs-Reg. No. 24,299, William McSpadden-Reg. No. 44,234, Kevin O'Brien-Reg. No. 30,578, James Ortega-Reg. No. 50,554, Eunhee Park-Reg. No. 42,976, David Roche-Reg. No. 30,797 and Pamela Wong-Reg. No. 54,765 to prosecute the attached listed patents/patent applications and to transact all business in the United States Patent and Trademark Office in connection therewith. I also authorize said practitioners to insert the filing date and/or application numbers into the declaration and into the assignment for these applications once they become known. Enclosed with this Power of Attorney are statements under 37 C.F.R. § 3.73(b).

It is requested that all future correspondence be addressed to:

William D. McSpadden
BAKER & McKENZIE
2300 Trammell Crow Center
2001 Ross Avenue
Dallas, Texas 75201
Telephone: 214/978-3040
Facsimile: 214/978-3099

Assignee: AMEI Technologies Inc.

Signature: 

Title: J. VIRE

AMEI Technologies Inc.
1105 North Market Street
Suite 1300
Wilmington, DE 19899

Dated this 15th day of March 2004.





B&M Ref. No.	Title	Serial No.	Filing Date	Patent No.	Issue Date	Assignee
10001US	Double-Transducer System for PEMF Therapy	07/586,505	9/21/1990	5,181,902	1/26/1993	AMEI Technologies Inc.
10001US-C	Double-Transducer System for PEMF Therapy	07/962,251	10/16/1992	5,269,747	12/14/1993	AMEI Technologies Inc.
10002US	Contoured Triangular Transducer System for PEMF Therapy	07/638,219	1/7/1991	5,195,941	3/23/1993	AMEI Technologies Inc.
10002US-D	Method for Fabricating a Contoured Triangular Transducer System for PEMF Therapy	07/973,681	11/9/1992	5,351,389	10/4/1994	AMEI Technologies Inc.
10002US-D2	Contoured Triangular Transducer System for PEMF Therapy	08/186,383	1/25/1994	5,401,233	3/28/1995	AMEI Technologies Inc.
10003US	Conformable PEMF Transducer	07/677,665	3/29/1991	5,314,401	5/24/1994	AMEI Technologies Inc.
10004US	Apparatus for Distributed Bone Growth Stimulation	07/827,002	1/28/1992	5,304,210	4/19/1994	AMEI Technologies Inc.
10005US-C	Method for Representing a Patient's Treatment Site as Data for Use with a CAD or CAM Device	08/158,732	11/29/1993	5,452,407	9/19/1995	AMEI Technologies Inc.
10006US-C1	Implantable Bone Growth Stimulator and Method of Operation	08/186,230	1/24/1994	5,441,527	8/15/1995	AMEI Technologies Inc.
10006US-DES	Implantable Tissue Growth Stimulator	29/004,975	2/17/1993	Des. 353,889	12/27/1994	AMEI Technologies Inc.
10007US	Implantable Growth Tissue Stimulator and Method Operation	08/018,944	2/17/1993	5,565,005	10/15/1996	AMEI Technologies Inc.
10007US-C	Implantable Growth Tissue Stimulator and Method of Operation	08/730,493	10/11/1996	5,766,231	6/16/1998	AMEI Technologies Inc.
10008US	Apparatus and Method for Stimulating Tissue Growth with Ultrasound	08/239,401	5/5/1994	5,524,624	6/11/1996	AMEI Technologies Inc.

B&M Ref. No.	Title	Serial No.	Filing Date	Patent No.	Issue Date	Assignee
10009US	Combined Programmer and Monitor for an Implantable Tissue Growth Stimulator	29/004,938	2/17/1993	Des. 361,555	8/22/1995	AMEI Technologies Inc.
10011US	System and Method for Installing a Spinal Fixation System at Variable Angles	08/079,150	6/17/1993	5,304,179	4/19/1994	AMEI Technologies Inc.
10012US	Spinal Fixation Systems with Bifurcated Connectors	08/105,974	8/12/1993	5,437,669	8/1/1995	AMEI Technologies Inc.
10013US-C	Inflatable Lumbar Traction Vest	08/806,424	2/26/1997	5,704,904	1/6/1998	AMEI Technologies Inc.
10013US-C -CIP	Inflatable Wearable Traction Device	09/015,715	1/29/1998	5,950,628	9/14/1999	AMEI Technologies Inc.
10013US-CIP	Inflatable Spinal Traction Device	08/580,708	12/29/1995	5,724,993	3/10/1998	AMEI Technologies Inc.
10014US	High Efficiency Pulsed Electromagnetic Field (PEMF) Stimulation Therapy Method and System	08/742,512	11/1/1996	5,743,844	4/28/1998	AMEI Technologies Inc.
10014US-CIP1	Flexible Coil Pulsed Electromagnetic Field (PEMF) Stimulation Therapy System	09/033,045	3/2/1998	6,261,221	7/17/2001	AMEI Technologies Inc.
10014US-CIP2	Pulsed Electromagnetic Field (PEMF) Stimulation Therapy System with Bi-Phasic Coil	09/033,032	3/2/1998	6,132,362	10/17/2000	AMEI Technologies Inc.
10015US	Battery Compartment	08/846,649	5/1/1997	6,117,575	9/12/2000	AMEI Technologies Inc.
10016US	Cervical Collar with Integrated Electrical Circuitry for Electromagnetic Field Therapy	09/084,525	5/26/1998	6,024,691	2/15/2000	AMEI Technologies Inc.
10017US	PEMF Stimulator for Treating Osteoporosis and Stimulating Tissue Growth	09/365,157	7/30/1999	6,418,345	7/9/2002	AMEI Technologies Inc.

B&M Ref. No.	Title	Serial No.	Filing Date	Patent No.	Issue Date	Assignee
10017US-D	PEMF Stimulator for Treating Osteoporosis and Stimulating Soft Tissue Growth	10/135,662	4/29/2002			AMEI Technologies Inc.
10018US	Combined Tissue/Bone Growth Stimulator and External Fixation Device	09/526,136	3/14/2000	6,678,562	1/13/2004	AMEI Technologies Inc.
10019US	High Tibial Osteotomy Method and Apparatus	09/525,992	3/14/2000	6,423,061	7/23/2002	AMEI Technologies Inc.
10019US-CIP	Osteotomy Guide and Method	10/180,864	6/26/2002			AMEI Technologies Inc.
10021US-1	Traction Device Adjustment Mechanism and Method	09/875,315	6/5/2001	6,635,025	10/21/2003	AMEI Technologies Inc.
10021US-1D	Traction Device Adjustment Mechanism and Method	10/453,835	6/3/2003			AMEI Technologies Inc.
10021US-2	Lifting Mechanism for a Traction Device	09/875,332	6/5/2001	6,533,740	3/18/2003	AMEI Technologies Inc.
10021US-2C	Traction Device and Associated Lifting Mechanisms	10/335,694	1/2/2003			AMEI Technologies Inc.
10021US-3	Canting Mechanism for an Ambulatory Support Device	09/875,473	6/5/2001			AMEI Technologies Inc.
10021US-3D	Canting Mechanism for an Ambulatory Support Device	10/453,305	6/3/2003			AMEI Technologies Inc.
10021US-4	Traction Device	09/875,486	6/5/2001	6,689,082	2/10/2004	AMEI Technologies Inc.
10023US	Measurement Device for Fitting a Bracing Device	10/154,695	5/23/2002			AMEI Technologies Inc.
10026US	Fixation Device and Method for Treating Contractures and Other Orthopedic Indications	10/629,192	7/29/2003			AMEI Technologies Inc.
10029US	Ambulatory Cyclic Traction Device	10/370,823	2/20/2003			AMEI Technologies Inc.
10030US-1	Dynamically Adjustable Stabilization Brace	10/407,052	4/3/2003			AMEI Technologies Inc.

B&M Ref. No.	Title	Serial No.	Filing Date	Patent No.	Issue Date	Assignee
10030US-2	Brace with Integrated Lumber Support System	10/713,880	11/13/2003			AMEI Technologies Inc.
10031US	Apparatus and Method for Maintaining Bones in a Healing Position	10/712,574	11/13/2003			AMEI Technologies Inc.
10032US	Field Adjustable Traction Device	10/393,541	3/20/2003			AMEI Technologies Inc.



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

STATEMENT UNDER 37 CFR 3.73(b)Applicant/Patent Owner: AMEI Technologies Inc.Application No./Patent No.: 10/712,574 Filed/Issue Date: Nov. 13, 2003Entitled: APPARATUS AND METHOD FOR MAINTAINING BONES IN A HEALING POSITIONAMEI Technologies Inc., a Delaware Corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.
The extent (by percentage) of its ownership interest is _____ %
in the patent application/patent identified above by virtue of either:

A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

OR

B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.
2. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.
3. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

☒ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

3/16/2004

Date

214-978-3040

Telephone number

William D. McSpadden

Typed or printed name

William D. McSpadden

Signature

AMEI Technologies Inc.

Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

FORM PTO-1595

1-31-92

RECORDATION FORM COVER SHEET

U.S. DEPARTMENT OF COMMERCE

Patent and Trademark Office

PATENTS ONLY

To the Honorable Commissioner of Patents and Trademarks. Please record the attached original documents or copy thereof.

1. Name of Conveying Party(ies): ALL INDIVIDUALS

David S. Ruch

1220 Wilmar Place Court

Winston-Salem, NC 27104

Citizenship: United States of America

Additional name(s) of conveying party(ies) attached?

☒ Yes ☐ No

3. Nature of conveyance:

☒

Assignment

☐

Merger

☐

Security Agreement

☐

Change of Name

☐

Other

Execution Date: 1st Inventor: December 3, 2003; 2nd Inventor:
December 5, 2003

2. Name and Address of receiving Party(ies):

Name: AMEI Technologies Inc.

Street Address:

1105 North Market Street, Suite 1300

City: Wilmington

State: Delaware

Zip: 19899

Additional name(s) &
address(es) attached?☐ Yes☒ No

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is:

A. Patent Application No.(s)

Serial No. 10/712,574 filed November 13, 2003

B. Patent No.(s)

Additional Number(s) attached?

☐ Yes☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Thomas R. Felger

Internal Address: Baker Botts L.L.P.

Street Address: 2001 Ross Avenue, Suite 600

City: Dallas

State: Texas

Zip: 75201-2916

6. Total number of applications and patents involved: One

7. Total Fee (37 CFR 3.41): \$40.00

☒

Enclosed

☒If necessary, additional fees authorized to be
charged to deposit account

8. Deposit account number:

No. 02-0384 of Baker Botts L.L.P.

(Attach Duplicate Copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Thomas R. Felger

Name of Person Signing

Signature

Date

Total number of pages including cover sheet

4

OMB No. 0651-0011 (exp. 4/94)

Do not detach this portion

Mail documents to be recorded with required cover sheet information:

Mail Stop Assignment Recordation Services

Commissioner of Patents

P. O. Box 1450

Alexandria, VA 22313-1450

Public burden reporting for this sample cover sheet is estimated to average about 30 minutes per document to be recorded, including time for reviewing the document and gathering the data needed, and completing and reviewing the sample cover sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Office of Information Systems, PK2-1000C, Washington, D.C. 20231, and to the Office of Management and Budget, Paperwork Reduction Project, (0651-0011), Washington, D.C. 202503.

U.S. Patent and Trademark Office

Recordation Form Cover Sheet - Form PTO-1595 (01/31/92)

Patents Only

Page 2

Attorney's Docket: 090928.A197

Section 1 - Name of conveying parties

Additional names (individual)

• Richard M. Bryant
105 Lower Brook Court
Clemmons, North Carolina 27012

Citizenship: United States of America

ASSIGNMENT

WHEREAS, I, the undersigned joint inventor of residence as listed, have invented certain new and useful improvements as below entitled, for which application for United States Letters Patent is made, having executed said assignment on the date set forth below; and

WHEREAS, AMEI Technologies Inc. (hereinafter referred to as "Assignee"), a Delaware corporation, with its principal address at 1105 North Market Street, Suite 1300, Wilmington, DE 19899 desires to acquire my entire right, title and interest in and to the invention, and in and to the said application and any Letters Patent that may issue thereon;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, I assign to Assignee, all right, title and interest in and to the said invention and in and to the said application and all patents which may be granted therefor, and all divisions, reissues, continuations, continuations-in-part and extensions thereof; and I authorize and request the Commissioner of Patents and Trademarks to issue all patents for said invention, or patents resulting therefrom, insofar as my interests are concerned, to Assignee.

I also assign to Assignee, all right, title and interest in and to the invention disclosed in said application throughout the world, including the right to file applications and obtain patents, utility models, industrial models and designs for said invention in its own name throughout the world, including all rights to publish cautionary notices reserving ownership of said invention and all rights to register said invention in appropriate registries; and I further agree to execute any and all powers of attorney, applications, assignments, declarations, affidavits, and any other papers in connection therewith necessary to perfect such right, title and interest in Assignee.

I will communicate to Assignee any facts known to me respecting any improvements; and, at the expense of Assignee, I will testify in any legal proceedings, sign all lawful papers, execute all divisional, continuation, continuation-in-part, reissue and substitute applications, make lawful oaths and declarations, and generally do everything possible to vest title in Assignee and to aid Assignee to obtain and enforce proper protection for said invention in all countries.

This Assignment shall be binding on the party's successors, assigns and legal representatives.

Title of Invention:

*Apparatus And Method For Maintaining
Bones In A Healing Position*

Signature of Joint Inventor:

Inventor's Name:

David S. Ruch 12/03/03
David S. Ruch

Residence (City, County, State)

Winston-Salem, Forsyth County, North Carolina

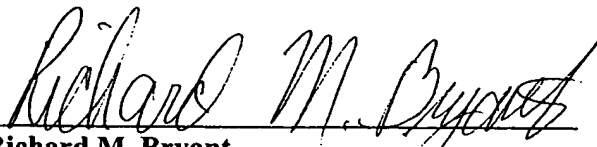
Date:

2
ASSIGNMENT

Title of Invention:

*Apparatus And Method For Maintaining
Bones In A Healing Position*

Signature of Joint Inventor:
Inventor's Name:


Richard M. Bryant

Residence (City, County, State)

Clemmons, Forsyth County, North Carolina

Date:

12/5/03